



PATENT ATTORNEY DOCKET NO.: 040894-5969

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re A	application of:)
Mitsuo YASUSHI, et al.) Confirmation No.: 3921
Application No.: 10/688,903) Group Art Unit: 2171
Filed:	October 21, 2003) Examiner: Unassigned
For:	MUSIC SEARCHING METHOD, MUSIC SEARCHING DEVICE, AND MUSIC SEARCHING PROGRAM)))

Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO Form 1449. To the best of the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application. Accordingly, Applicants do not believe that a fee is due for filing this paper.

Each document listed in this Information Disclosure Statement was cited in an European Search Report issued by the European Patent Office on March 26, 2004, in a counterpart foreign application. A copy of the European Search Report, and references cited therein, are enclosed for the Examiner's consideration.

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Applicants request that the Examiner consider the listed documents and evidence that

consideration by making appropriate notations on the attached PTO Form 1449.

This submission does not represent that a search has been made or that no better art exists

and does not constitute an admission that each of the listed documents are material or constitute

"Prior Art." If it should be determined that the listed documents do not constitute "Prior Art"

under United States law, Applicants reserve the right to present to the Office the relevant facts

and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability

of the disclosed invention over the listed documents, should the documents be applied against the

claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the

fee to our Deposit Account No. 50-0310.

Respectfully submitted,

MORGANALEWIS & BOCKIUS LLP

Dated: March 7, 2004

By:

Reg. No. 48,183

CUSTOMER NO. 09629

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Application No.: 10/688,903 Attorney Docket No. INFORMATION DISCLOSURE CITATION 040894-5969 PAGE 1 of 1 Use several sheets if necessary) Applicant(s): Mitsuo YASUSHI et al. PTO Form 1449 Filing Date: October 21, 2003 Group Art Unit: 2171 MAY 0 7 2004 Confirmation No.: 3921 **U.S. PATENT DOCUMENTS** *Examiner Document Sub Initial Number Date Name Class Class Filing Date 2002/0103796 A1 Aug. 1, 2002 Hartley 6,192,340 B1 Feb. 20, 2001 Abecassis Hoffberg 5,963,957 Oct. 5, 1999 FOREIGN PATENT DOCUMENTS Sub **Translation** Document YES Class Class NO Number Date Country X EP 1 244 033 A2 Sept. 25, 2002 Europe EP 1 241 588 A2 Sept. 18, 2002 Europe X \mathbf{X} Feb. 28, 2002 **PCT** WO 02/17146 A1 Х **PCT** WO 01/69575 A1 Sept. 20, 2001 OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) Examiner Date Considered Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation Examiner:

if not in conformance and not considered. Include copy of this form with next communication to applicant.